

STATE WATER RESOURCES CONTROL BOARD
BOARD MEETING MINUTES
FEBRUARY 16, 2010

Copies of the resolutions and water quality orders can be obtained by calling (916) 341-5600 or downloading from our website at http://www.waterboards.ca.gov/board_decisions/adopted_orders/index.shtml.

CALL TO ORDER

Chairman Charlie Hoppin called the meeting to order on February 16, 2010 at 9:05 a.m. in the Coastal Hearing Room at the California Environmental Protection Agency Headquarters, 1001 I Street, 2nd Floor, Sacramento, California.

BOARD MEMBERS PRESENT

Chairman Charlie Hoppin; Vice Chair Frances Spivy-Weber; Member Arthur G. Baggett, Jr.; Member Tam M. Doduc; Member Walter G. Pettit

STAFF PRESENT

Tom Howard, Chief Deputy Director
Michael Lauffer, Chief Counsel
Betsy Jennings, Office of Chief Counsel
Andy Sawyer, Office of Chief Counsel
Phil Wyels, Office of Chief Counsel
David Rose, Office of Chief Counsel
Bill Rukeyser, Office of Public Affairs
Barbara Evoy, Division of Financial Assistance
Allan Patton, Division of Financial Assistance
Shahla Farahnak, Division of Financial Assistance
Selica Potter, Division of Financial Assistance
Val Conner, Office of Information Management Analysis

Jonathan Bishop, Chief Deputy Director
Jeanine Townsend, Clerk to the Board
Darrin Polhemus, Division of Water Quality
Ken Harris, Division of Water Quality
Liz Haven, Division of Water Quality
Mary Randall, Division of Water Quality
Vicky Whitney, Division of Water Rights
Jim Kassell, Division of Water Rights
Les Grober, Division of Water Rights
Kathy Mrowka, Division of Water Rights
Marie Hoffman, Division of Water Rights
Paul Murphey, Division of Water Rights

ANNOUNCEMENT

- *Evacuation information in case the fire alarm goes off during the meeting.*
- *The Board meeting is being webcasted and recorded.*

BOARD MEETING

Public comments on agenda items will be limited to 3 minutes or otherwise at the discretion of the Board Chair

PUBLIC FORUM

Any member of the public may address and ask questions of the Board relating to any matter within the State Water Board's jurisdiction provided the matter is not on the agenda, or pending before the State Water Resources Control Board or any California Regional Water Quality Control Board.

None

BOARD BUSINESS

1. The Board will consider adoption of the January 5 & 19, 2010 Board Meeting minutes.

Motion: Member Baggett moved to adopt the proposed minutes of the January 5, 2010 Board Meeting.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([January 5, 2010](#))

Aye Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Pettit

Nay: None

Abstain: Member Doduc

Absent: None

Motion: Member Baggett moved to adopt the proposed minutes of the January 19, 2010 Board Meeting.

Seconded by: Vice Chair Spivy-Weber

MOTION CARRIED: ([January 19, 2010](#))

Aye Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Absent: None

2. Board Member Report

None

UNCONTESTED ITEM* (Item 3)

*3. Consideration of a proposed Order granting extension of time under permit of the [City of El Paso de Robles](#) on the Salinas River in San Luis Obispo County.

Motion: Member Doduc moved to adopt the proposed Order.

MOTION CARRIED: ([Water Rights Order 2010-0009](#))

Aye Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Absent: None

DIVISION OF WATER RIGHTS

4. Consideration of a proposed Order to revise the fully appropriated stream status of the [Kern River](#), in Kern and Tulare Counties. (*Written comments are due on February 9, 2010 by 12 noon.*)

- [Change Sheet #1](#)

Motion: Member Baggett moved to adopt the proposed Order with changes proposed by staff in Change Sheet #1.

Seconded by: Member Pettit

MOTION CARRIED: ([Water Rights Order 2010-0010](#))

Aye Chairman Hoppin
Vice Chair Spivy-Weber
Member Baggett
Member Doduc
Member Pettit

Nay: None

Abstain: None

Absent: None

Commenters

Barbara Dunn, Enviro Cap

Colin Pearce, Attorney for City of Bakersfield

Dan Bartel, Buena Vista Water Storage District

Gene McMurtrey, Buena Vista Water Storage District

Jill Willis, City of Shafter

Kevin O'Brien, Kern Water Bank Authority
Nicholas Jacobs, Kern County Water Agency
Ron Torigiani, Buena Vista Water Storage District
Scott Kuney, North Kern Water Storage District

INFORMATIONAL ITEMS

5. [Report of the Underground Storage Tank Cleanup Fund \(Cleanup Fund\) Task Force.](#)

- [USTCF Task Force Final Report](#)

➤ *Allan Patton with the Division of Financial Assistance and Markus Niebanck, Task Force Chair made the presentation to the Board.*

No Action Taken

Commenters

Mark Magargee, General Public

6. Status report on the Monterey Regional Water Supply Process.

➤ *Steve Collins, Director & Curtis Weeks, General Manager of the Monterey County Water Management Agency, Jim Heitzman, General Manger of the Marina Coast Water District made the [presentation to the Board](#).*

No Action Taken

Commenters

Darby Fuerst, Monterey Peninsula Water Management District

Paul Clanon, California Public Utilities Commission

Robert MacLean, California American Water

7. Demonstration of the new eWRIMS Online Reporting System.

➤ *Marie Hoffman with the Division of Water Rights made the [presentation to the Board](#)*

No Action Taken

8. [Executive Director's Report.](#)

No Action Taken

BOARD WORKSHOP

OFFICE OF CHIEF COUNSEL

9. The State Water Board will hold a Workshop to hear comments regarding the Petition of California Sportfishing Protection Alliance concerning Waste Discharge Requirements Order No. R5-2008-0183 [NPDES NO. CA0077895] for the [University of California, Davis Main Wastewater Treatment Plant](#). (SWRCB/OCC File A-1988.) No action will be taken on this item. *(Written comments were due on February 3, 2010 by 12 noon.)*

No Action Taken

Commenters

David Phillips, U.C. Davis

Debbie Webster, Central Valley Clean Water Association

Jim Marshall, Central Valley Regional Water Board

ADJOURNED

The Board Meeting adjourned at 12:35 p.m.